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Time: 9:55

BEFORE THE
PUBLIC SERVICE COMMISSION OF SOUTH
CAROLINA

DOCKET NO. 2007-1-E

IN THE MATTER OF:)
)
Carolina Power & Light Company d/b/a)
Progress Energy Carolinas, Inc.)
Annual Review of Base Rates for)
Fuel Costs)

**MOTION FOR ADMISSION
Pro Hac Vice**

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2007 FEB -8 PM 4:43
SC PUBLIC SERVICE
COMMISSION

Nucor Steel-South Carolina, a Division of Nucor Corporation, hereby moves the Public Service Commission of South Carolina ("Commission") to permit Garrett A. Stone and Michael K. Lavanga to practice pro hac vice before the Commission in the above-captioned matter.

Pursuant to SCACR 404, Messrs. Stone and Lavanga, together with counsel of record, have filed a *Verified Application for Admission Pro Hac Vice* with the South Carolina Supreme Court. Attached hereto are stamped copies of both Verified Applications as filed with the Supreme Court.

WHEREFORE, as the provisions set forth in SCACR 404 have been satisfied, Nucor requests this motion be granted.

Respectfully submitted,
MOORE & VAN ALLEN, PLLC

Tom J. Mullikin
Thomas S. Mullikin
Robert R. Smith, II

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PSC SC
DOCKETING DEPT.

100 North Tryon Street
Suite 4700
Charlotte, NC 28202
(704) 331-1000
(704) 339-5870 Fax
tommullikin@mvalaw.com
robsmith@mvalaw.com

Counsel for Nucor Steel-South Carolina

Dated: February 8th, 2007

BEFORE THE
PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2007-1-E

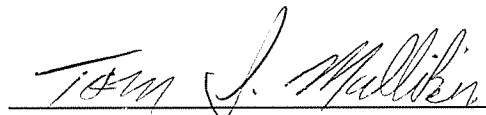
In the Matter of:)
)
Carolina Power & Light Company) CERTIFICATE OF SERVICE
d/b/a Progress Energy Carolinas, Inc.)
Annual Review of Base Rates)
For Fuel Costs)

This is to certify that the foregoing document was served upon the
following parties at the addresses set forth by first-class mail, telefax or Federal
Express on this the 5th day of February, 2007:

Len S. Anthony, Esq.
Carolina Power and Light Company d/b/a
Progress Energy Services Company
Legal Department - PEB 17A4
Post Office Box 1551
Raleigh, NC 27602

Florence P. Belser, Esq.
Nannette S. Edwards, Esq.
Wendy B. Cartledge, Esq.
Office of Regulatory Staff
Post Office Box 11263
Columbia, SC 29211

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SC PUBLIC SERVICE
COMMISSION



Thomas S. Mullikin
Robert R. Smith, II

VERIFIED APPLICATION FOR ADMISSION *PRO HAC VITE*
IN THE STATE OF SOUTH CAROLINA

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FEB 8 - 2007

IN THE MATTER OF:

Docket No. 2007-1-E

S.C. SUPREME COURT

Carolina Power & Light Company d/b/a
Progress Energy Carolinas, Inc.
Annual Review of Base Rates for
Fuel Costs

Public Service Commission of South Carolina

Mailing Address:

101 Executive Center Dr.,
Suite 100
Columbia, SC 29210

Comes now Garrett A. Stone, applicant herein, and respectfully represents the following:

1. Applicant resides at 2202 Toronto Street, Falls Church, County of Fairfax, VA 22043; telephone number 703-241-4122.
2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Brickfield, Burchette, Ritts & Stone, PC, with offices at 1025 Thomas Jefferson Street, NW, 8th Floor West, Washington, DC 20007; telephone 202-342-0800; fax number 202-342-0807.
3. Applicant has been retained personally or as a member of the above-named law firm by Nucor Steel-South Carolina to provide legal representation in connection with the above case now pending before the above named regulatory agency of the State of South Carolina.
4. Since April 11 of 1986, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia where applicant regularly practices law. Attached is a certificate of good standing.
5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

<u>Court:</u>	<u>Date Admitted:</u>
Colorado	1982
United States District Court for the District of Colorado	1982
United States Court of Appeals for the Tenth Circuit	1982

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not applicable. Colorado membership is inactive at Applicant's election.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Applicant affirms the above statement to be true and correct.

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CLERKING DEPT.

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CLERKING DEPT.

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7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not applicable.

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not applicable.

9. Local counsel of record associated with applicant in this case is Thomas S. Mullikin and Robert R. Smith II, of the Moore & Van Allen, PLLC law firm, which has offices at: 100 North Tryon Street, Suite 4700, Charlotte, NC 28202; telephone 704-331-1000.

If applicable list all other firms/attorneys you are associated with on this matter.

Not applicable.

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant filed an application to appear in the following proceedings before the South Carolina Public Service Commission:

Name:	Case No. 2006-1-E Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc., Annual Review of Base Rates for Fuel Costs
Status:	Settlement Approved by Commission
Application:	Filed February 28, 2006 Granted March 27, 2006 by Commission Order
Local Counsel:	Thomas S. Mullikin and Robert R. Smith, II

Name:	Case No. 2005-1-E Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc., Annual Review of Base Rates for Fuel Costs
Status:	Settlement Approved by Commission
Application:	Filed May 4, 2005 Granted June 14, 2005 by Commission Order
Local Counsel:	Thomas S. Mullikin

Applicant was previously permitted by the South Carolina Public Service Commission to participate in a number of matters in the late 1980s and throughout the 1990s based on oral motion at the hearing, which was the standard practice at the time. Applicant also participated in two appeals of two Commission cases that were resolved by the Supreme Court of South Carolina, in which *pro hac vice* status may have been granted.¹ However, Applicant does not recall the details of these cases, or any other cases, which were completed many

¹ *Nucor Steel, a Div. of Nucor Corp. v. South Carolina Public Service Com'n*, 310 S.C. 539, 426 S.E.2d 319 (1992); and *Hamm v. South Carolina Public Service Com'n*, 307 S.C. 188, 414 S.E.2d 149 (1992).

years ago. Applicant has never been denied the right to participate in a South Carolina case.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named regulatory agency for this case only.

DATED this 6th day of February, 2007.



APPLICANT

VERIFICATION

DISTRICT OF COLUMBIA)

I, Garrett A. Stone, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

Garrett A. Stone
APPLICANT/AFFIANT

Subscribed and sworn to before me this 6th day of February, 2007.

Annika H. Hines

Notary Public for the District of ~~Columbia~~
Notary Public District Of Columbia
My Commission Expires: My Commission Expires March 31, 2007

RECEIVED
2007 FEB -8 PM 4:11
SC PUBLIC BAR
COMMISSION

LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 7th day of February, 2007

Tom J. Mallikain
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 8th day of February, 2007.

Tom J. Mallikain



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

GARRETT ALLEN STONE

was on the 11th day of April, 1986

duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on
February 6, 2007.

GARLAND PINKSTON, JR., CLERK

By: *Ray Cal*
Deputy Clerk

VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*
IN THE STATE OF SOUTH CAROLINA

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FEB 8 - 2007

S.C. SUPREME COURT

IN THE MATTER OF:

Docket No. 2007-1-E

Carolina Power & Light Company d/b/a
Progress Energy Carolinas, Inc.
Annual Review of Base Rates for
Fuel Costs

Public Service Commission of South Carolina

Mailing Address:

101 Executive Center Dr.
Suite 100
Columbia, SC 29210

Comes now Michael K. Lavanga, applicant herein, and respectfully represents the following:

1. Applicant resides at 8715 Highgate Road, Alexandria, County of Fairfax, VA 22308; telephone number 703-704-5366.

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Brickfield, Burchette, Ritts & Stone, PC, with offices at 1025 Thomas Jefferson Street, NW, 8th Floor West, Washington, DC 20007; telephone 202-342-0800; fax number 202-342-0807.

3. Applicant has been retained personally or as a member of the above named law firm by Nucor Steel-South Carolina to provide legal representation in connection with the above case now pending before the above named regulatory agency of the State of South Carolina.

4. Since August of 2001, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

<u>Court:</u>	<u>Date Admitted:</u>
Virginia	2000

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not applicable.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Applicant affirms the above statement to be true and correct.

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PSC SC
DOCKETING DEPT.

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not applicable.

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not applicable.

9. Local counsel of record associated with applicant in this case is Thomas S. Mullikin and Robert R. Smith II, of the Moore & Van Allen, PLLC law firm, which has offices at: 100 North Tryon Street, Suite 4700, Charlotte, NC 28202; telephone 704-331-1000.

If applicable list all other firms/attorneys you are associated with on this matter.

Not applicable.

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Not applicable.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named regulatory agency for this case only.

DATED this 6th day of February, 2007.



APPLICANT


VERIFICATION

DISTRICT OF COLUMBIA)

I, Michael K. Lavanga, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I belief them to be true.


APPLICANT/AFFIANT

Subscribed and sworn to before me this 6th day of February, 2007.



Notary Public for the District of Columbia

PAMELA G. GROSS

My Commission Expires: Notary Public District Of Columbia
My Commission Expires March 31, 2007

LOCAL COUNSEL CONSENT

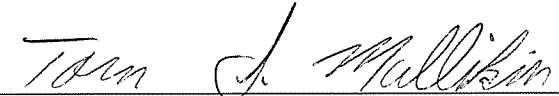
I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 7th day of February, 2007


LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by a payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 8th day of February, 2007.



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SC PUBLIC DEFENDER
COMMISSION



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

MICHAEL KEITH LAVANGA

was on the 6th day of August, 2001

duly qualified and admitted as an attorney and counselor and entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on February 6, 2007.

GARLAND PINKSTON, JR., CLERK

By: *Rocky Carl*
Deputy Clerk